

ONE HUNDREDTH LEGISLATURE

FIRST SESSION

**LEGISLATIVE RESOLUTION 2CA**

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced By: Rogert, 16

Read first time: January 4, 2007

Committee: Urban Affairs

1 THE MEMBERS OF THE ONE HUNDREDTH LEGISLATURE OF NEBRASKA,  
2 FIRST SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2008 the  
4 following proposed amendment to the Constitution of Nebraska shall be  
5 submitted to the electors of the State of Nebraska for approval or  
6 rejection:

7 To amend Article VIII, section 12:

8 VIII-12. (1) For the purpose of developing,  
9 rehabilitating, acquiring, or redeveloping ~~substandard and blighted~~  
10 ~~property in a redevelopment project as determined by law,~~ property,  
11 the Legislature may by law authorize any city or village of the  
12 state ~~may, notwithstanding any other provision in the Constitution,~~  
13 ~~and without regard to charter limitations and restrictions,~~ within  
14 its corporate boundaries or within the area in which it exercises  
15 planning, zoning, and code enforcement authority or any county to  
16 incur indebtedness, whether by bond, loans, notes, advance of money,  
17 or otherwise, notwithstanding any other provision in this  
18 Constitution and without regard to charter limitations and

1 restrictions. Notwithstanding

2 (2) Except as provided in subsection (3) of this section  
3 and notwithstanding any other provision in the this Constitution  
4 or a local charter, such cities, or villages, or counties may  
5 also pledge for and apply to the payment of the principal, interest,  
6 and any premium on such indebtedness all taxes levied by all taxing  
7 bodies, which taxes shall be at such rate for a period not to exceed  
8 fifteen years, on the assessed valuation of the property in the  
9 project area portion of a designated blighted and substandard area  
10 that is in excess of the assessed valuation of such property for the  
11 year prior to such development, rehabilitation, acquisition, or  
12 redevelopment.

13 (3) Notwithstanding any other provision in this  
14 Constitution, the Legislature may provide that the limitation to a  
15 period of fifteen years on the collection of all taxes levied on the  
16 excess value of property collected for the payment of the  
17 indebtedness incurred for the purpose of developing, rehabilitating,  
18 acquiring, or redeveloping such property may be extended to a period  
19 not to exceed thirty years if more than one-half of the property by  
20 area within the project area is owned by the State of Nebraska and if  
21 the indebtedness to be incurred for the development, rehabilitation,  
22 acquisition, or redevelopment of such property cannot be reasonably  
23 financed within fifteen years.

24 (4) When such indebtedness and the interest thereon have  
25 been paid in full, such property thereafter shall be taxed as is other  
26 property in the respective taxing jurisdictions and such taxes applied  
27 as all other taxes of the respective taxing bodies.

1           Sec. 2. The proposed amendment shall be submitted to the  
2       electors in the manner prescribed by the Constitution of Nebraska,  
3       Article XVI, section 1, with the following ballot language:

4           A constitutional amendment to remove a requirement that  
5       property be substandard and blighted for purposes of  
6       rehabilitating, acquiring, or redeveloping such property  
7       through use of public debt or special property tax  
8       treatment, to add development as a purpose for use of the  
9       constitutional provision authorizing public debt and special  
10      property tax treatment, to permit counties and cities and  
11      villages outside their corporate boundaries to use such  
12      constitutional provision, and to authorize the Legislature  
13      to extend the term of such special tax treatment from  
14      fifteen to thirty years.

15           For

16           Against.